8455570/2024/VIGILANCE-ESE01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PSs -School Education- Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District - Trapped on 30.09.2019 - Departmental Proceedings under rule 20 of APCS (CCA) Rules, 1991 - Articles of Charge - Issued.

SCHOOL EDUCATION (VIG) DEPARTMENT

G.O. Rt. No.04 **Dated:02.01.2024.**

ORDER:-

It is proposed to hold an enquiry against Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District, in accordance with the procedure laid down in A.P. Civil Service (CCA) Rules 1991.

2. The substance of the imputations of misconduct in respect of which the inquiry is proposed to be held set out in the enclosed statement of Article of Charges (Annexure-1). A Statement of imputations of misconduct in support of each article of Charges is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the Article of Charges are proposed to be sustained are also enclosed(Annexure III & IV).

3. Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District, is directed to submit a written statement of his defence within 10 days from the date of receipt of this order.

4 Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District, is informed that an enquiry will be held only in respect of those Articles of Charge as are not admitted. He should therefore specifically admit or deny each of articles of charge.

5. Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District, is further informed that if he does not submit his written statement of defense within the stipulated period, further action will be processed based on the material available.

6. Sri Nali Koteswara Rao, Mandal Educational Officer, Ulavapadu Mandal, Prakasam District, is invited to rule 24 of the AP Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to

(P.T.O)

bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on those behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of A.P. Civil Service (conduct) rules 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PRAVEEN PRAKASH
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Nali Koteswara Rao, Mandal Educational Officer,
Ulavapadu Mandal, Prakasam District through
the Commissioner of School Education, A.P.,
Ibrahimpatnam, Vijayawada.
The Commissioner of School Education, A.P., Ibrahimpatnam,
Vijayawada(with a request to serve the orders on
the individual and furnish served copy to the Govt., immediately).
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE -I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI NALI KOTESWARA RAO, MANDAL EDUCATION OFFICER, MEO OFFICE, ULAVAPADU MANDAL, PRAKASAM DISTRICT.

That Sri Nali Koteswara Rao, Mandal Education Officer, MEO Office, Ulavapadu Mandal, Prakasam District (herein after referred as Government Servant) while functioning as such during the period between 28.03.2017 to 30.09.2019 (till date of trap) committed grave misconduct in as much as:

Charge:

That the Government Servant in abuse of his official position demanded and accepted bribe amount of Rs.10,000/- from Sri Badathala Venkata Ramanalah S/o Late Yalamandaiah, age 57 years, R/o H.No.9/12, Reddy Bazar, Ulavapadu village and Mandal, Prakasam District as illegal gratification other than legal remuneration as a motive or reward for showing the official favour i.e. forwarding the Earned leave and Half Pay bills pertaining to the deceased wife of the complainant Smt. Padmaja who died on 16.10.2017 while she was working as SGT in Alagayapalem (V), Ulavapadu Mandal, Prakasam District for encashment and to sanction the ex- gratia of Rs.8,00,000/- in lieu of the compassionate appointment of the dependent of the deceased Secondary Grade Teacher (SGT) Smt. Padmaja.

Thus, Sri Nali Koteswara Rao, Mandal Education Officer, Ulavapadu Mandal, Prakasam District by his above mentioned acts exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Government servant and brought down the prestige of the Government and there by violated/ contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

PRAVEEN PRAKASH
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SRI NALI KOTESWARA RAO, MANDAL EDUCATION OFFICER, MEO OFFICE, ULAVAPADU MANDAL, PRAKASAM DISTRICT.

Sri Nali Koteswara Rao, Mandal Education Officer, MEO Office, Ulavapadu Mandal, Prakasam District. His date of birth is 05.05.1972. He entered into Government service on 14.04.1997 as B.Ed. Assistant (SS) at ZPHS, Pitikayagulla, B.Pet Mandal, Prakasadm District. He was promoted as Gr.II HM and worked at ZPHS, Peddapattapupalem, Ulavapadu Mandal, Prakasam District and he was also promoted as MEO and worked at MRC, Ulavapadu Mandal, Prakasam District. He is due to retire on attaining the age of superannuation on 31.05.2034. He is hereinafter referred to as Government Servant.

Charge:

That the Government servant in abuse of his official position demanded and accepted bribe amount of Rs.10,000/- from Sri Badathala Venkata Ramanaiah S/o Late Yalamandaiah, age 57 years, R/o H.No.9/12, Reddy Bazar, Ulavapadu Village and Mandal, Prakasam District as illegal gratification other than legal remuneration as a motive or reward for showing the official favour i.e. forwarding the Earned leave and Half Pay bills pertaining to the deceased wife of the complainant Smt. Padmaja who died on 16.10.2017 while she was working as SGT in Alagayapalem (V), Ulavapadu Mandal, Prakasam District for encashment and to sanction the ex- gratia of Rs.8,00,000/- in lieu of the compassionate appointment of the dependent of the deceased Secondary Grade Teacher (SGT) Smt. Padmaja.

Facts and Evidence:

That on 27.09.2019 Sri Badathala Venkata Ramanalah S/o Late Yalamandaiah, age 57 years, R/o H.No.9/12, Reddy Bazar, Ulavapadu village and Mandal, Prakasam District came to the office of the DSP, ACB, Ongole and presented a written complaint stating that, he is the resident of D.No.9/12, Reddy Bazar, Ulavapadu Village and Mandal, Prakasam District. He discontinued his study by studying B.Sc., worked as Supervisor in Pearl Company, Singarayakonda and quit the work as he was suffering from tuberculosis. On 05.05.1995, his marriage was performed with one Kambothu Padmaja, elder daughter of Kambothu Mallikharjuna Rao belongs to Sujathamma Colony, Podalakuru Road, Nellore town. They were blessed with a son namely, Badathala Sriram Teja. His wife Padmaja completed her B.Com, B.Ed. In the year 1996, his wife Padmaja got a job as a Secondary Grade Teacher, Zilla Parishad,

Nellore. Initially, his wife Padmaja worked at MPP School, Buja Buja Nellore of Nellore District for 10 years. After that, in the year, 2005 during the inter-district transfers, his wife was transferred to Chakicherla Village, Ulavapadu Mandal, Prakasam District. After that, during the year, 2014 his wife was transferred to MPUP School, Alagayapalem Village. On 16.10.2017, his wife was demised due to ill-health while working at Alagayapalem MPUP School. At that time, his son Sriram Teja who is studying Polytechnic stopped his studies and joined Intermediate. Then, he asked his son to join the job on compassionate grounds but he replied that he would join in the job after completion of his graduation. After that, on 20.07.2019, his son Sriram Teja was passed away by committing suicide. After the death of his wife, he applied for family pension, on that, in the month of June-2019 orders were passed to sanction pension as well as the pension arrear amount of Rs.7,67,338/-. After that, in the same month of (June) he requested Sri Koteswara Rao, MEO, Ulavapadu Mandal to sanction other dues i.e. pensionary benefits of his wife. At that time, Sri Koteswara Rao, MEO demanded bribe amount to sanction the pensionary amounts of his wife, for which he replied as he has no money and MEO replied as his work will be done if he pays bribe amount otherwise his work will be delayed. After that, every 10 days he used to visit the O/o MEO, Ulavapadu Mandal and asked about his work but MEO told him as he was under work pressure and to come later. In this process, on 16.09.2019, he went to MEO Office, Ulavapadu Mandal, met MEO and asked MEO about his work. On that MEO told him that they prepared the bills of Rs.3,96,270/- about the Earned Leave and Half Pay Leaves of his wife, demanded that if he pays Rs.5,000/- as bribe he will forward the said bill forms to Sub-Treasury Kandukur by keeping his thumb as authentication and he came out from the place by saying that he does not have that much of money. He gave a representation to the CEO, Zilla Parishad, Prakasam District with a request to sanction ex-gratia amount of Rs.8 lakhs as he was aged about 57 years to get a job under compassionate grounds as his son also died. On 13.09.2019, the DEO, Prakasam District issued proceedings by directing the MEO Ulavapadu for sanctioning of ex-gratia amount to him. After that, on 18.09.2019, at about 10 AM, he made a phone call to MEO Ulavapadu to meet him. But MEO told him that at present he was not present in the office, he has some work at Collector Office, unable to meet him for two or three days and asked him to come on later. After that on 20.09.2019 at about 3 PM, he met MEO at his Office at Ulavapadu and requested him about his work, at that time MEO demanded to pay bribe amount of Rs.10,000/- for forwarding the initial bills (Rs.3,96,270/-) and for sanctioning the ex-gratia amount and instructed to give the bribe amount by coming to his office. On that, he came out from the Office of MEO by saying that he will pay the amount later after arranging money. He got an audio recording of the demand of bribe of Rs.10,000/- by Sri Koteswara Rao on 20.09.2019 through his Cell Phone. He is unwilling to give bribe amount to Koteswararao and decided that it is better to report the matter to ACB

than give bribe amount to MEO. Hence, he requested to take necessary action against Sri Koteswara Rao, MEO, Ulavapadu Mandal who demanded bribe amount of Rs.10,000/- about the pensionary amount bill (Earned leave and Half pay leave) Rs.3,96,270/- and for sanctioning of ex-gratia amount and to forward the same to Sub-treasury, Kandukur. He submitted a CD containing the recording of the conversation that took place between the Complainant and Government Servant on 27.09.2019 along with the complaint.

After observing all legal formalities, the Addl. S.P., ACB, Guntur I/c ACB, Prakasam District registered the complaint of the complainant as a case in Cr.No. 02/RCT-OGL/2019 under sections 7(a) of The Prevention Of Corruption (Amendment) Act, 2018 (Act 16 of 2018) on 30.09.2019 at 10.00 AM and took up Investigation.

On 30.09.2019, the Addl. S.P., ACB, Guntur I/c ACB, Prakasam District secured the presence of two respectable mediators viz. (1) Sri Byrapunei Chandra Sekhara Rao, S/o Venkateswarlu, Age 52 yrs, Sub Treasury Officer, DTO's Office, Ongole and (2) Sri Jalla Chandra Sekhar, S/o Bangaraiah, Age 33 yrs, Senior Accountant, DTO's Office, Ongole and secured the presence of the Complainant.

The Addl.SP conducted Pre-Trap Proceedings on 30.09.2019 from 10.30 hours to 12.00 hours in the O/o the DSP, ACB, Ongole which was reduced into writing by the mediators as Pre-Trap Proceedings incorporating the serial numbers of the currency notes, the demonstration of chemical tests and the instructions issued to the complainant and the other members of the trap party.

On 30.09.2019 at 14.00 hours the Government Servant was successfully trapped by the ACB officials when he further demanded and accepted the bribe amount of Rs.10,000/- from the complainant. When the Addl.SP, ACB disclosed his identity, the other members of the Trap Party to the said person and ascertained his identity. On seeing the ACB Officials, the said person become nervous for some time and slowly disclosed his identity as Sri Nali Koteswara Rao, S/o Kotaiah, aged 48 yrs, Mandal Educational Officer, Ulavapadumandal, Prakasam District, R/o D.No. 21-14-19, Bollinenivaripalem, Ongole town, Prakasam District.

At that time, except the Government Servant, no other person was present in that room. There are 4 male persons available in the Meeting cum Waiting Hall, where MIS Coordinator used to sit regularly for attending his routine works. The Addl.SP, ACB ascertained their identity as (1) Sri Shaik Rahamat Babji, S/o Basheer Saheb, Aged 48 yrs, Secondary Grade Teacher, Ulavapadu South MPP School, presently temporarily working in the MEO Office, Ulavapadu (2) Sri Boddu Pitchi Reddy, S/o Krishna Reddy, Aged 38 yrs, Management of Information

System (MIS) O/o the MEO, Ulavapadu, R/o Karedu Village, Ulavapadu Mandal, (3) Sri Uppala Prasad, S/o Venkaiah, Aged 45 yrs, Cluster Resource Person (CRP), Chakicherla Cluster, ZPHS Chakicherla and (4) Sri Lellapalli Balakotaiah, S/o Kotaiah, Aged 53 yrs, School Assistant (Social), Girls High School, Singarayakonda Village & Mandal. Then the Addl. SP requested them to be present and witness while conducting the Chemical Test on the hands of the Government Servant.Then the Addl.SP requested them to be present and witness while cndutiong the Chemical Test on the hands of the Government servant.

Then the Addl. SP questioned the Government Servant whether he had demanded and accepted the bribe amount of Rs.10,000/- from the Complainant, Sri Badathala Venkata Ramanaiah?. On that the Government Servant kept mum without any explanation.

Then the Addl.SP requested the Government Servant to keep his both hands away without touching anything and to co-operate with the ACB Officials. Then the Addl. SP instructed Sri. K. Srinivasa Rao, HC 323 to prepare Sodium Carbonate solution in two separate glass tumblers and when he did so, the solutions are colourless. The Addl. SP requested the Government Servant to rinse his both hand fingers in the prepared Sodium Carbonate solutions in the two glass tumblers. Then, the Government Servant rinsed his both hand fingers in two separate glass tumblers and both the solutions turned into Pink in colour. The above two colours changed resultant solutions were transferred into two clean bottles duly labeled, sealed and signed by the mediators and the Addl. SP, ACB seized them for the purpose of further investigation of the case.

Then the Addl.SP questioned the Government Servant about the bribe amount. On that the Government Servant voluntarily took a bunch of currency notes from his right side pant pocket and on the instructions of the Addl. SP, he handed over the said currency to one of the mediators. On the request of the Addl. SP, the mediators verified the currency notes and found that they are twenty (20) in number of Rs.500/- denomination totaling Rs.10,000/- and they tallied with the numbers mentioned in the Mediators' Report-I.

On the instructions of the Addl. SP, Sri K. Srinivasa Rao, HC 323 prepared Sodium Carbonate solution in another glass tumbler. When he did so, the solution is colourless. After making alternative arrangements, the Addl. SP instructed the said HC to rinse the inner linings of the Government Servant's pants right side pocket which came into contact with tainted bribe amount in the Sodium Carbonate solution. When he did so, the colorless solution turned into pink in colour. Then, the Addl. SP got the solution transferred into another clean bottle, duly labeled, sealed and signed by the mediators and the Addl. SP. The Addl. SP seized the above

resultant solution bottle and Black colour formal pants of the Government Servant for the purpose of further investigation of the case.

Then on the instructions of the Addl. SP, the Inspector informed the District Educational Officer, Ongole about the trap of the Government Servant and requested him to attend MEO Office, Ulavapadu to be present during the entire proceedings. The DEO replied that he was busily engaged in some Official work at Vijayawada and informed that he deputed Asst. Director-1 O/o DEO, Ongole to attend the proceedings at Ulavapadu.

Thereafter, the Addl. SP questioned the Government Servant about the presence of tainted bribe amount of Rs.10,000/- in his possession, about his trap and recorded his version. Then the Government Servant stated before the mediators that he has been working as MEO, Ulavapadu Mandal, Prakasam District since 28.03.2017. One Sri Badathala Venkata Ramanaiah requested him to sanction the encashment of Earned Leave and Half Pay Leave bill amounts to him. He prepared the encashment of Earned leave & Half Pay Leave bill amount of Rs.3,96,270/- to Treasury on 05.09.2019 and forwarded to Treasury by placing his thumb impression on 25.09.2019. In the meanwhile, the said Venkata Ramanaiah submitted applications to him as well as the District Educational Officer, Prakasam District with a request to sanction ex-gratia in lieu of compassionate appointment of his deceased wife Smt. Padmaja. On that, on 18.09.2019 he received the proceedings from the District Educational Officer, Prakasam District, Ongole vide Rc.No.5751/B2/2019, Dt. 3.09.2019 in which the DEO informed and requested him to take necessary action at his level. As per Go.Ms.No.114, General Administration (Services-A) Department, Dt.21.08.2017, the Mandal Educational Officer is the competent authority in respect of SGTs. But, due to busy with other important works, he kept pending the ex-gratia bill amount file with him. In the meantime, the said Venkata Ramanaiah met him 2-3 times and requested to complete his work. On 30.09.2019, as usual, he came to the Office and attended to his Office work. At about 13.45 hrs, when he was sitting in his seat in the Office, the said Venkata Ramanaiah came to him and requested for his work. He informed that the encashment of Earned Leave & Half Pay Leave bill was already sanctioned and sent to Treasury and assured him that he would complete the ex-gratia bill amount work at the earliest. On that, Sri Venkata Ramanaiah voluntarily gave some currency notes to him without his demand and went away. In the mean time, ACB Officials surrounded and caught hold of him.

Then the Addl.SP, ACB called the complainant Sri Badathala Venkata Ramanaiah, who is waiting outside the MEO Office and asked him to narrate as to what had happened after he left the Trap Party. The complainant stated before the mediators that, after he left the Trap Party,

he went to the MEO office, Ulavapadu and found the Government Servant sitting in his seat. Then, he wished and asked about his work. On that the Government Servant asked him whether he had brought the demanded bribe amount or not?. On his affirmative answer, the Government Servant asked him to pay the demanded bribe amount. Then only, he gave the tainted bribe amount of Rs.10,000/- to the said Government Servant. The Government Servant, Nali Koteswara Rao received the said bribe amount with his right hand, counted with his both hands and kept the same in his pant's right side pocket and informed that Earned Leave and Half Pay Leave bill amount was already sent to Treasury and assured him that he would sanction the ex-gratia bill amount without any delay. Then he came out and gave pre-arranged signal i.e. by wiping his face with his kerchief to Sri N.Raghava Rao, Inspector. Within few minutes, the Addl. SP and his staff along with the mediators came there. At that time, the Addl. SP asked him to show the Government Servant. Then he showed the Government Servant. Then the Addl.SP instructed him to wait outside of MEO Office, until he was called in.

When the Addl.SP confronted the Government Servant with the statement of the Complainant, the Government Servant kept mum and did not come up with any explanation.

In the mean time Sri Pratapa Venkata Ramana S/o Sri P.V.Kondaiah Sastry (late), Aged 55 yrs, Asst. Director-1 O/o the DEO, Prakasam District, Ongole appeared before the Addl. SP. Then, the Addl. SP requested him to be present during proceedings.

Then, the Addl.SP requested the Government Servant to produce the concerned file of the Complainant. Then he brought two files from one of the iron almirah which is situated in the South-East corner to him and handed over to Addl.SP.

Then the Addl.SP perused the file-1 produced by the Government Servant. It is containing total 6 sheets. It is the encashment of Earned Leave and Half Pay Leave bills file. 1 and 2nd Sheets are same copy of encashment sanction proceedings of the Mandal Education Officer, MRC, Ulavapadu, Dt. 31.08.2019. The signature of the Government Servant was found in the bottom of the proceedings. 3rd sheet is the bill statement of EL and HPL encashment of Smt. K.Padmaja, SGT, MPUPS, Alagayapalem, Ulavapadu Mandal. The signature of the Government Servant was found in the bottom of the statement with date 05.09.2019. The 4th Sheet is pay bill for EL and HPL encashment of Smt. K.Padmaja for total bill amount of Rs.3,96,270/-. The signature of the Government Servant was found in the bottom of the pay bill with date 05.09.2019. The 5th Sheet is the computer generated copy of citizen bill status of the Complainant for Rs. 3,32,340/- processed on 25.09.2019 and the 6th

Sheet is the computer generated copy of citizen bill status of complainant for Rs.63,930/- processed on 25.09.2019.

File No.2 pertains to the ex-gratia of the wife of the Complainant, Smt. K.Padmaja. The file consists of 48 sheets. 1 sheet is the application of Complainant, Sri B.V.Ramanaiah addressed to the Mandal Educational Officer, Ulavapadu with a request to sanction Ex-gratia in lieu of compassionate grounds. 2nd Sheet is copy of G.O.Ms. No.114, General Administration (Services-A) Department, Dt.21.08.2018 with regard to enhancement of existing ex-gratia. 3rd sheet is Death Certificate of Sri Badathala Sri Ram Teja. The 4th Sheet is Aadhaar Card of the Complainant, Ramanaiah. The 5th Sheet is Mee-Seva Family Members Certificate of Smt. Kambothu Padmaja vide No.49496440. 6th sheet is Mee-seva Income Certificate for fee re-imbursement of the Complainant, B.V. Ramanalah. The 7th Sheet is the PAN card of Badathala Sri Ram Teja. The 8th Sheet is copy of proceedings of District Educational Officer, Prakasarn District, Ongole vide Rc.No.5751/B2/2019, Dt. 13.09.2019. The 9th Sheet is the application of Complainant addressed to the DEO, Prakasam District. The 10th and 11th Sheets are same copies of sheet Nos.2 and 7 respectively. The 12th Sheet is Aadhaar Card of Smt.Padmaja. The 13th Sheet is Telugu typed digitally signed copy letter of the CEO, ZPP, Prakasam District addressed to the MEO, Ulavapadu vide Rc.No.A2/4131/2018, Dt.23.11.2018 for considering compassionate grounds. The 14th sheet is the Death Certificate of Smt. K. Padmaja. The 15th Sheet is Mee-Seva Family Members Certificate of Smt. Kambothu Padmaja vide No. 96260521. The 16 Sheet is the same copy of the Sheet No.3. The 17th Sheet is Envelop Cover addressed to the DEO, Prakasam from the Complainant by speed post. The 18th Sheet is Envelop Cover addressed to the MEO, Ulavapadu from the DEO, Ongole by registered post. The 19th Sheet is original Agreement Deed, Dt.18.12.2017 made by the Complainant, Ramanaiah for no objection to give job to his son on compassionate grounds. The 20th Sheet is copy of Bank account details vide A/c No.34426048302, SBI, Nellore Branch of B. Sri Ram Teja. The 21 Sheet is copy of SSC marks list of Sri Ram Teja. The 22nd Sheet is the original agreement dt.18.12.2017 made by the son of Complainant Sri Ram Teja towards no objection for the family pension in the name of Complainant. The 23 sheet is the copy of Bank account details vide A/c 050910011500085, Andhra Bank, Singarayakonda Branch belongs to Complainant Ramanaiah. The 24th sheet is the Proforma Application Form of Sri B. Sri Ram Teja. The 25th Sheet is copy of proposal sent by MEO, Ulavapavu dt.27.08.2018 with regard to employment of the son of the Complainant. The 26th Sheet is copy of House Hold Card of Complainant Ramanalah. The 27th Sheet is Mee-Seva Community, Nativity & Date of Birth Certificate of B. Sri Ram Teja, son of the Complainant. The 28th Sheet is the affidavit made by the Complainant and his son with regard to giving job to Sri Ram Teja. The 29th Sheet is No Property Certificate of Sri Ram Teja. The 30th Sheet is Character/Pre-Verification Certificate of Sri

Ram Teja. The 31st Sheet is the SSC marks list of Sri Ram Teja. The 32nd to 34th Sheets are Study & Conduct Certificates of Sri Ram Teja. The 35th Sheet is copy of registration in employment exchange belongs to Sri Ram Teja. The 36th Sheet is Copy of Intermediate Marks List of Sri Ram Teja. The 37th to 40th Sheets are Copies of Service Book of Smt. K.Padmaja.

On the request of the Addl.SP, ACB, the Government Servant produced the Tappal Register, Mandal Resource Centre, Ulavapadu Mandal before the Addl.SP. The Addl. SP perused the same and found as:

Tappal Register: It has been maintained in the MEO Office, Ulavapadu Mandal since 22.08.2015 and written up to 21.09.2019. The entry pertaining to the file of Smt. K. Padmaja, wife of the Complainant vide No. RN654087050IN was found entered at page No.8 Dt. 18.09.2019 in the register.

When Addl.SP, ACB, questioned the Government Servant about the Attendance Register, he informed that his attendance was maintained in the MPDO Office, Ulavapadu Mandal. Then on the instructions of the Addl. SP, one Sri Sk. Rahamat Babji, SGT Teacher temporarily working in the MEO Office, collected the Attendance Register from the MPDO Office and produced before the Addl. SP. The Addl. SP perused the same and found as;

Attendance Register: It is being maintained for the extension staff of the O/o Mandal Praja Parishad, Ulavapadu from 01.01.2019 and written till 30.09.2019. As per the Register, the Government Servant attended to duty on 16.09.2019, 20.09.2019 and 30.09.2019 i.e., date of 1st demand, 2nd demand and on the date of trap respectively. When questioned about the blanks against the dates 26, 27 & 28 of September, 2019, the Government Servant informed that on those days he attended to various duties at Kandukuru, Guntur and Ongole and thus he could not keep his signatures on those days. The MPDO has to mark in that column as OD.

The Addl.SP, ACB got photostat copies of file Nos.1, 2, relevant pages of Tappal Register and Attendance Register and seized the photostat copies of (1) File No.1 pertaining to the encashment of Earned Leave and Half Pay Leave bills file of Complainant containing sheets 1 to 6, (2) File No.2 pertaining to the ex-gratia of the wife of the Complainant Smt. K.Padmaja consisting of 48 sheets, (3) Tappal Register consisting 5 Sheets and (4) Relevant pages of Attendance Register for extension staff O/o the MPP, Ulavapadu consisting 2 Sheets duly attested by the Asst.Director-1, O/o DEO, Prakasam District and signed by the Addl. SP and the mediators for the purpose of further investigation.

The original files 1 & 2 and original Tappal Register and Attendance Register were handed over to the Asst.Director-1, O/o the DEO, Prakasam District for further maintenance.

Thereafter, the Addl. SP. ACB secured the presence of (1) Sri Shaik Rahamat Babji, S/o Basheer Saheb, Aged 48 yrs, Secondary Grade Teacher, Ulavapadu South MPP School, presently temporarily working in MEO Office, Ulavapadu, (2) Sri Boddu Pitchi Reddy, S/o Krishna Reddy, Aged 38 yrs, Management of Information System (MIS) O/o MEO, Ulavapadu R/o Karedu Village, Ulavapadu Mandal, (3) Sri Uppala Prasad, S/o Venkaiah, aged 45 yrs, Cluster Resource Person (CRP), Chakicherla Cluster, ZPHS Chakicherla and (4) Sri Lellapalli Balakotaiah, S/o Kotalah, Aged 53 yrs, School Assistant (Social), Girls High School, Singarayakonda Village & Mandal and (5) Sri Pratapa Venkata Ramana, S/o P.V. Kondalah Sastry (Late), aged 55 yrs, Asst. Director-1 O/o DEO, Prakasam District, Ongole and examined them.

On examination of Sri Shaik Rahamat Babji, he stated that he has been working as a Secondary Grade Teacher since 19.08.1998. In addition to his routine duties, as per the oral instructions of MEO, Ulavapadu, sometimes he used to attend the MEO Office, Ulavapadu to prepare salary bills of teachers who are working in the Ulavapadu Mandal. Accordingly, on 30.09.2019 at 10 AM, he came to MEO Office and attending to his office work by sitting on the right side to the seat of the Government Servant. The Government Servant also came to the Office and was attending to his works. At about 13.30 hrs, he went to meeting/waiting hall of the Office to have lunch. At that time, Sri Boddu Pitchi Reddy, MIS Coordinator, Teachers Sri Uppala Prasad and L.Balakotalah were also present in the hall. While they were chit-chatting at about 13.45 hrs, one person came to the Government Servant and after 15 minutes, he went away from MEO Office. Within no time some officials came and surrounded the Government Servant. Later, he came to know that the Government Servant was trapped by the ACB Officials, when he demanded and accepted bribe of Rs.10,000/- from the Complainant. On the request of Addl. SP, ACB, he along with other staff witnessed the Chemical Test conducted on the hands of the Government Servant and recovery of bribe amount of Rs.10,000/- from the right side pant pocket of the Government Servant and etc.,

On examination of Sri Boddu Pitchi Reddy, he stated that he has been working as Management of Information System (MIS) Coordinator, O/o the MEO, Ulavapadu on contract basis since 19.12.2012. He used to sit in meeting/walting hall of the MEO Office. On 30.09.2019, as usual, he attended to duty in the MEO Office and further he corroborated with Sri Shaik Rahamat Babji, Secondary Grade Teacher in all aspects with regard to trap of the Government Servant, his presence at the time of conducting

chemical tests on the hands of the Government Servant and recovery of bribe from the Government Servant and etc.,

On examination of Sri Uppala Prasad, he stated that he has been working as a Cluster Resource Person in ZPH School, Chakicherla. On 30.09.2019, as part of his assigned duties, he came to MEO Office, Ulavapadu Mandal to accompany by the MEO for field inspections and information collection and was sitting in the meeting/waiting hall of MEO Office and was chit chatting with 3 other staff. Further, he corroborated with Sri Shaik Rahamat Babji, Secondary Grade Teacher in all aspects with regard to trap of the Government Servant, his presence at the time of conducting Chemical tests on the hands of the Government Servant and recovery of bribe from the Government Servant and etc.

On examination of Sri Lellapalli Bala Kotaiah, he stated that he has been working as a School Assistant, ZP Girls High School, Singarayakonda. Previously, he worked in Ulavapadu Mandal as SGT. On 30.09.2019, he came to the MEO Office, Ulavapadu for securing his LPC from MEO Office and was sitting in the meeting/waiting hall of MEO Office while chit chatting with 3 other staff. Further, he corroborated Sri Shaik Rahamat Babji, Secondary Grade Teacher in all aspects with regard to trap of the Government Servant, his presence at the time of conducting Chemical tests on the hands of the Government Servant and recovery of bribe from the Government Servant and etc.

On examination of Sri Pratapa Venkata Ramana, he stated that he has been working as an Asst.Director-1 O/o the DEO, Prakasam District, Ongole since 10.08.2015. On 30.09.2019, he came to the Office and was attending to his routine Office work. At about 15.00 hrs, the DEO, Prakasam District, Ongole informed about the ACB trap of MEO, Ulavapadu Mandal and instructed him to attend before the ACB Officials and to be available during proceedings. On that he came to Ulavapadu and attended before Addl. SP and was present during the entire proceedings. With regard to the procedure for encashment of Earned Leave and Half Pay Leave and ex-gratia in lieu of compassionate grounds for a deceased employee, the family member/blood relative of the deceased employee has to submit application with necessary documents. The Mandal Educational Officer is the competent authority to sanction the said bills. On receipt of 3 sets of applications, the MEO verify the documents, compare with the Service Register of the employee and if found correct, certify them and forwards them to Accountant General Office with the covering letter. After scrutiny, the authorities of the AG Office calculate the pensionery benefits, encashment of leaves and ex-gratia and returns the file to MEO Office along with Service Record (S.R.) Then, the MEO prepares bills along with proceedings and sends to Treasury for payment. In this particular case, as per available record, the MEO prepared the encashment of Earned Leave & Half Pay bill for an

amount of Rs. 3,96,270/- on 05.09.2019 pertaining to the Complainant, Sri Badathala Venkata Ramanaiah and forwarded to Treasury by placing his thumb impression on 25.09.2019. On receipt of the ex- gratia application pertaining to the applicant Sri Venkata Ramanaiah, no correspondence was made by the MEO, Ulavapadu Mandal since 18.09.2019 with the A.G.Office, for the reasons best known to him and etc.,

During the course of investigation the Investigation Officer secured following witnesses examined and recorded their statements.

On examination of Sri V.S.Subba Rao, he stated that he is working as the District Educational Officer, Prakasam District, Ongole. On examination, he stated that he has been working as a DEO, Prakasam District since July 2019. He further stated that, as per G.O.Ms.No.114, GAD, dated 21.08.2017, the family of deceased employee in case of SGT which is a Non-Gazetted post, is eligible for ex- gratia of Rs.8,00,000/- in lieu of compassionate appointment. He stated that the Mandal Educational Officer has powers in respect of SGTs and he is the competent authority at the Mandal Level for sanction of Family Benefit Fund which includes ex-gratia in lieu of compassionate appointment in respect of the SGTs vide Para 4 (vi) of the G.O.Ms.No.40, Education Dept. Dated 07.05.2002. On receipt of the representation of the Complainant, Sri Badathala Ramanaiah on 06.09.2019 for ex- gratia in lieu of the compassionate appointment of the dependent of the deceased Secondary Grade Teacher (SGT) Smt. Padmaja who happens to be his wife, he issued proceedings vide Rc. No. 5751/B2/2019, Dt.13.09.2019 with directions to the Government Servant to take necessary action as per G.O. Ms.No.40 for sanctioning of ex-gratia in respect of the Complainant. The said proceedings were sent to the Office of the MEO, Ulavapadu through registered post on 16.09.2019. The Government Servant kept the representation of the Complainant till 30.09.2019 with him without sanctioning the said ex-gratia. The CEO, Zilla Parishad only deals with the appointments under compassionate grounds, but not with ex- gratia and there is no necessity for the Government Servant to obtain any clarification from the CEO, ZP Office regarding the employment of the Complainant's son. The Government Servant did not make any correspondence with the CEO, Zilla Parishad on the representation of Complainant. He came to know that the Government Servant was trapped by the ACB Officials on 30.09.2019 when he demanded and accepted the bribe amount of Rs. 10,000/-from the Complainant etc. facts.

On examination of Kum. Srirama Pragathi, she stated that she has been working as an Assistant Treasury Officer (ATO), Kandukur since 01.06.2019 and as per the citizen bill status in respect of the Complainant, it discloses that two bills were forwarded to the Treasury Office on 25.09.2019 from the Office of the Government Servant for Rs.

3,32,340/- and Rs.63,930/- totaling Rs. 3,96,270/-in the name of the beneficiary Sri B. Venkata Ramanaiah and the amount was deposited in the Bank on 01.10.2019. She further stated that if there is any problem in the server, most probably it will last for short spells that too for 2 to 4 times in a day, but not for days together. There was no restriction in the schedule in presentation of bills under various programmes and all the DDOs concerned have been submitting the bills on all days and recently G.O.Rt.No.737, Finance, Dated: 23.03.2020 was issued with the schedule for presentation of bills. She further added that generally the bills pertaining to ex-gratia in lieu of the compassionate appointment are sanctioned by the MEOs concerned at Mandal level and forwarded to the Sub Treasury, Kandukur for scrutiny, approval and encashment etc. facts. She further stated that there is no truth in the version of the Government Servant that the Treasury Office, Kandukur orally instructed not to submit any bills since there will be change in Head of Accounts for Aided School for withdrawals on the produced bills and to submit the salary bills only.

On examination of Smt. Bhuvvani Ramadevi, she stated that she is the Data Entry Operator working in the MEO's Office, Ulavapadu since the year 2006. On examination, she stated that the Complainant used to visit the MEO Office/Mandal Resource Centre for the sanction of ex-gratia and leave amounts pertaining to the Complainant's wife Padmaja who died while she was working as a Teacher in Ulavapadu Mandal. She also stated that on 18.09.2019, she received Tappal regarding the ex-gratia in lieu of the compassionate appointment of the dependent of the deceased Secondary Grade Teacher (SGT), Smt. Padmaja who happens to be the wife of the Complainant by post from the DEO's Office, Ongole. She made the details of the tappal entered at Page No.8 of the Tappal Register of the MEO office, Ulavapadu and handed over the same to the MEO, Ulavapadu (Government Servant). She added that she was on leave from 30.09.2019 to 02.10.2019 to visit Tirumala along with her family. On 30.09.2019, she came to know about the ACB trap case and arrest of the MEO when the MEO took bribe of Rs.10,000/- from the Complainant.

During the course of investigation, the witness was re-examined on 07.06.2022, wherein she stated that it is not true that the Government Servant gave the Half Pay Leave and Earned Leave bills pertaining to the complainant's wife to her on 05.09.2019 for uploading them online and forwarding them to Treasury Department. Similarly, it is not true that she could not upload them due to server problem of CFMS Website. In fact, any bill could be uploaded online in the presence of the MEO by using his thumb impression. It was only on 25.09.2019 that the Government Servant asked her to upload the Half Pay Leave and Earned Leave bills pertaining to the Complainant's wife and to forward them to the Treasury Department and it was in his presence after he had appended his thumb impression on 25.09.2019 that she forwarded the afore mentioned bills to the Treasury Department. She further stated that there is no truth in the

version of the Government Servant that there was some technical snag in the CFMS Website from 05.09.2019 to 24.09.2019. The CFMS server do occasionally become inactive for short spells for two or three times during a day but at no point of time did the server become inactive for days together and etc. facts.

On examination of Sri Pulisetty Mallik, he stated that he is the resident of Aratithotalu, Kavali, SPSR Nellore District. He passed BA Degree. His father is running a Photo Studio under the name and style "Viva Studio" near Devi Theatre Complex, Kavali, SPS Nellore District. He has been working in the Studio for 2 years. He used to edit the photos and transfer the same to DVDs as required by the customers by using the computer in his Photo Studio. About one year back, one Sri Ramanaiah of Ulavapadu came to him and requested to transfer the data of voice conversation recorded in his mobile phone to a DVD. Accordingly, he transferred the data from the mobile phone of Sri Ramanaiah to his computer and copied the said data in 2 separate DVDs and handed over the DVDs to the said Ramanaiah. He collected Rs.200/- towards charges from the said Ramanaiah for the transfer of data to the DVDs. He does not know about the details and purpose of the recorded data etc. facts.

On examination of Sri M.Chenchu Punnaiah, he stated that he has been working as a Mandal Education Officer, Tangutur. He has also been working as a MEO (FAC), Ulavapadu since March 2020. He did not take any clarification from the CEO, ZP Office with regard to the employment of the son of the Complainant. He sanctioned the proceedings pertaining to the ex-gratia of Rs.8,00,000/- in lieu of compassionate appointment of the dependent of the deceased SGT, Smt. K. Padmaja (Wife of the Complainant) vide Rc.No.15/EX-gratia/MEO/2020, Dated 18.01.2021 of Mandal Education Officer, Ulavapadu which was pending with the Government Servant at the time of Trap i.e. 30.09.2019. The ex-gratia bill was forwarded by him to the Sub Treasury, Kandukur on 02.02.2021 for the encashment.

On examination of Sri B.Jali Reddy, he stated that he has been working as a Chief Executive Officer, Zilla Praja Parishad, Prakasam District, Ongole. He stated his Office did not receive the alleged letter, dated 19.09.2019 of the MEO, Ulavapadu Sri Nali Koteswara Rao addressed to the CEO, ZPP, Prakasam District seeking clarification on the employment of late Sri B.Sri Ram Teja, S/o late K.Padmaja. He further stated that the Zilla Parishad only deals with the appointments under compassionate grounds, but not with ex-gratia in lieu of Compassionate appointments of the dependents of the deceased and there is no necessity for the Government Servant to seek any clarification with regard to the employment of the Son of the Complainant that too when the DEO has given proceedings in Rc. No. 5751/B2/2019, Dt. 13.09.2019 with

directions to the Government Servant to take necessary action as per G.O.Ms.No.40 for sanctioning of ex-gratia to the Complainant.

On examination of Sri V.Jayanthi Babu, he stated that he has been working as a Mandal Educational Officer (FAC), Ulavapadu Mandal, SPSR Nellore District since 07.05.2022. He stated that no Out Ward Register was maintained in the MEO Office, Ulavapadu prior to his joining. The copy of letter, dated 19.09.2019 of the then MEO, Ulavapadu Sri Nali Koteswara Rao said to have been addressed to the CEO, ZPP, Prakasam District seeking clarification regarding the employment of late Sri B. Sri Ram Teja, S/o late K.Padmaja is not found in their office records.

During the course of investigation the Investigation Officer obtained the following documents from concerned authorities.

Lr.Rc.No.6626/A1/2019, dated 15.11.2019 of the District Educational Officer, Prakasam District, Ongole: It contains the Service Particulars of the Government Servant and the Job Chart of the Mandal Education Officers as laid down in the order Rc. No.1998/C2-1/96 of C & DSE, A:P., Hyderabad, dated 16.08.1996.

Letter Rc.No.6626/A1/2019, dated 26.10.2020 of the DEO, Prakasam District, Ongole annexed with the G.O. Ms. No.40 Education Dept. dated 07.05.2002: It reveals about the powers of MEO as laid down in para 4 (vi) of the said GO Ms No.40 in sanctioning of family benefit fund which includes the ex- gratia in lieu of compassionate appointment and competency of the Government Servant to take action in sanctioning of ex-gratia pertaining to the SGT employees.

Lr. Rc. No.6626/A1/2019 dated 30.05.2020 of the DEO, Prakasam District, Ongole: It contains the tour diaries of the Government Servant from 01.06.2019 to 30.09.2019 and Citizen Charter.

Lr.Rc.No.106-2020 A1 Dated 28.10.2020 of the Assistant Treasury Officer, Kandukur: It contains Citizen Bill status which reveals the forwarding of the Leave Encashment bills for Rs.3,96,270/-by the Government Servant to the Sub Treasury, Kandukur on 25.09.2019.

Statement of complainant recorded u/s 164 Cr.P.C on 19.10.2019: It corroborates the facts of the complaint; Pre-Trap and Post Trap Proceedings.

Copy of sanction proceedings vide Rc. No. 15/EXGRATIA/MEO/2020, dated 18.01.2021 of Mandal Education Officer, Ulavapadu: It is the proceedings pertaining to ev gratia of Rs. 5,00,000/- in lieu of compassionate appointment issued by the Mandal Education Officer, Ulavapadu on 18.01.2021 to the Complainant which

was pending with the Government Servant at the time of trap Ie 30.09.2019.

Letter of Nodal officer, Bharti Airtel Limited dated, 07.01.2020: It contains the CDRs of mobile No.8978181955 which was used by the Government Servant at the time of his trap, Customer Application Form applied by Project Officer, Rajiv Vidya Mission, Ongole, Prakasam District and the certificate Under 65-B(4) of IEA.

SIM number details in respect of the Complainant obtained through Forti client 3netra investigation tool: The SIM number 9347173016 is in the name of Complainant.

Call data particulars of the Government Servant received from the service provider of Airtel: The SIN number 8978181955 which is the Official phone number of Government Servant, is in the name of Project Officer, Rajiv Vidya Mision, Ongole, Prakasam District. The SIM No. 9347173016 which was used by the Complainant is in the name of the Complainant, Sri Badathala Venkata Ramanalah.

Following are the details of calls made between the Mobile Phone of SIM Number 8978181955, which is used by the Government Servant and the Mobile Phone SIM Number 9347173016 belongs to the Complainant:

Government Servant	Complainant	Call date	Call time	Duration (in seconds)	Call Type
8978181955	9347173016	18.09.2019	08:22:20	249	INC

Job Chart of the Mandal Educational Officer (Government Servant) laid down in the order Rc. No. 1998/C2-1/96 of C & DSE A.P., Hyderabad, Dt. 16-08-1996

As per the job chart it is the duty of the MEO to take action to expedite proposals for release of family benefits to the families of deceased teachers".

Letter vide RC.NO/A2/4131/2018. Dt. 07.06.2022 of the CEO, ZPP Prakasam District. Ongole: On perusal, it is revealed that no letter dated. 19.09.2019 of MEO, Ulavpadu pertaining to the compassionate appointment of Sri B. Sri Ram Teja, S/o Late K.Padmaja, SGT, MPPS, Alagayapalem was received in their Office.

Letter No. 01/MEO/2022. Dt.07.06.2022 of the MEO, Ulavapadu Mandal: On perusal, it is revealed that they are not maintaining any Out Ward Register.

The Director, APFSL, Magalagiri furnished his Report Dt. After comparison of voices available in DVD and Voice Sample.

Hence the charge against the Government Servant that he demanded and accepted a bribe amount of Rs.10,000/- from the complainant for showing official favour is held substantiated.

Thus, the Government Servant Sri Nali Koteswara Rao by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and brought down the prestige of the Government and thereby contravened Rule 3(1) & 3(2) of AP Civil Service (Conduct) Rules, 1964.

Thus, the Government Servant Sri Nali Koteswara Rao, Mandal Education Officer, MEO Office, Ulavapadu Mandal, Prakasam District rendered himself liable for regular departmental enquiry for major penalty under Rule 20 of APCS(CC&A) Rules, 1991.

PRAVEEN PRAKASH
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

DOCUMENTARY EVIDENCE:

1.	FIR in Cr. No. 02/RCT-ACB-OGL/2019, Dated 30.09.2019 Along with Complaint dated 27.09.2019 given by the complainant.	:	It reveals about the receipt of report from the complainant with regard to the facts of the demand of bribe amount of Rs. 10,000/- by Government Servant from the complainant for doing an official favour of processing the Leave Salary Bills and the file of ex-gratia in lieu of compassionate appointment and registration of the same as FIR.
2.	Mediator Report-I	:	It reveals Pre-Trap happenings Dated 30.09.2019
3.	Mediator Report-II	:	It reveals Pre-Trap happenings Dated 30.09.2019
4.	161 (3) Cr.P.C statements of LWs. 1, 4 to 15	:	The statements reveal the oral evidence against the Government Servant.
5.	Rough sketch of the Scene of Offence	:	It reveals the place of occurrence of this case
6.	Statement of the complainant recorded on 19.10.2019 U/s 164 Cr.P.C.	:	It corroborates the facts of complaint, Pre trap and Post trap proceedings.
7.	Made up File No. 1: The file contains the encashment of Earned Leave and Half Pay leave bills of the complainant's wife Smt. K. Padmaja, who worked as SGT in MPUPS, Alagayapalem, Mandal Ulavapadu	:	It reveals the Official favour 1 i.e. copies of Earned Leave encashment bill pertaining to the deceased wife of complainant pending with the Government Servant as on the dates of 1st and 2nd demand of bribe I.e. 16.09.2019 respectively.
8.	Made up File No. 2: The file contains the application of the complainant (without date) addressed to the Government Servant for sanction of ex-gratia in lieu of compassionate appointment to dependent of deceased Government employee	:	It reveals the Official favour 1 i.e. copies of Earned Leave encashment bill pertaining to the deceased wife of complainant pending with the Government Servant as on the dates of trap i.e. 30.09.2019.
9.	Attested copy of Tappal Register.	:	It reveals that the Government Servant received the Proceeding vide Rc. No.5751/B2/2019, Dt.13.09.2019 of the DEO, Prakasam District, Ongole with regard to ex-gratia in lieu of compassionate grounds to be

			payable to the complainant.
10.	Attested copy of Attendance Register.	:	It reveals that the Government Servant was on duty on 16.09.2019, 20.09.2019 and 30.09.2019 i.e., the date of 1st demand, the date of 2nd demand and the date of trap respectively.
11.	Lr. Rc. No. 6626/A1/2019, Dated 15.11.2019 of the District Educational Officer, Prakasam District, Ongole.	:	It contains the Services Particulars of Government Servant and the Job Chart of the Mandal Education Officers as laid down in the order RC No. 1998/C2-1/96 of C & DSE, AP., Hyderabad, Dated 16.08.1996.
12.	Letter Rc. No.6626/A1/2019, Dated 26.10.2020 of the DEO, Prakasam District, Ongole annexed with the G.O.Ms.No. 40 Education Dept., Dated 07.05.20020.	:	It reveals about the powers of MED as laid down in para 4 (vi) of the said GO Ms No.40 in sanctioning of family benefit fund which includes the ex- gratia in lieu of compassionate appointment and competency of the Government Servant to take action in sanctioning of ex-gratia pertaining to the SGT employees.
13.	Lr. Rc. No. 6626/A1/2019, Dated 30.05.2020 of the DEO, Prakasam District, Ongole.	:	It contains the tour diaries of Government Servant from 01.06.2019 to 30.09.2019 and citizen charter.
14.	Lr. Rc. No. 106-2020 A1 Dated 28.10.2020 of the Assistant Treasury Officer, Kandukur.	:	It contains Citizen Bill status which reveals the forwarding of the leave encashment bills for Rs.3,96,270/- by the Government Servant to the Sub Treasury, Kandukur on 25.09.2019.
15.	Copy of sanction proceedings: vide Rc No. 15/EXGRATIA/MEO/2020, Dated 18.01.2021 of Mandal Education Officer, Ulavapadu.	:	It is the proceedings pertaining to ex- gratia of Rs. 8,00,000/- in lieu of compassionate appointment issued by the Mandal Education Officer, Ulavapadu on 18.01.2021 to the complainant which was pending with the Government Servant at the time of trap i.e., 30.09.2019.
16.	Letter of Nodal officer, Bharti Airtel Limited, 07.01.2020.	:	It contains the CDRs of mobile No.8978181955 which was used by the Government Servant at the time of his trap, Customer Application Form applied by Project Officer, Rajiv Vidya Mission, Ongole, Prakasam District and the

			certificate Under 65-B(4) of IEA.
17.	SIM number details in respect of the complainant obtained through Forti client 3netra Investigation tool.	:	It reveals that the SIM number 9347173016 is in the name of complainant.
18.	Call data particulars of the Government Servant received from the service provider of Airtel.	:	It reveals that the SIM number 8978181955 which is the official phone number of Government Servant, is in the name of Project Officer, Rajiv Vidya Mission, Ongole, Prakasam District. The SIM No. 9347173016 which was used by the complainant is in the name of the complainant Sri Badathala Venkata Ramanalah. The details of calls made between the Mobile Phone of SIM Number 8978181955, which is used by the Government Servant and the Mobile Phone SIM Number 9347173016 belonging to the complainant.
19.	Certificate of complainant U/s 65 (B) of Indian Evidence Act.	:	It reveals that the complainant issued to Inspector, ACB pertaining to the complainant recorded the conversation between the Government Servant and the complainant on 20.09.2019 in his cell phone, got copied the conversation in a DVD and handed over the DVD to the Inspector along with his complaint on 27.09.2019 and also handed over another DVD containing the same conversation at the time of Pre-trap proceedings held on 30.09.2019.
20.	Job Chart of the Mandal Educational (Government Servant) Officer laid down in the order Rc.No. 1998/C2-1/96 of C & DSE A.P.. Hyderabad, Dt. 16-08-1996	:	It reveals that, the duties of the MEO (Government Servant) to take action to expedite proposals for release of family benefits to the families of deceased teachers".
21.	Letter RC.NO/A2/4131/2018, vide: Dt. 07.06.2022 of the CEO, ZPP, Prakasam District, Ongole.	:	It is revealed that no letter Dated. 19.09.2019 of MEO, Ulavpadu pertaining to the compassionate appointment of Sri B. Sri Ram Teja S/o Late K. Padmaja, SGT, MPPS, Alagayapalem was received in their office.
22.	Letter No. 01/meo/2022,	:	It is revealed that they are not

	Dt.07.06.2022 of the MEO, Ulavapadu Mandal.		maintaining any Out Ward Register.
23.	G.O. Ms. No. 40 Edn. Dept dated 07.05.2002 and G.O Ms No.114 General Administration (Services-A) Department Dated 21.08.2017.	:	It reveals that the Government Servant is the competent authority to take necessary action in respect of SGTs as per the GO Ms. No. 40 Education Department Dated 07.05.2002 and the ex-gratia was enhanced from Rs.60,000/- to Rs.8,00,000/- in respect of NGOs vide the G.O. Ms. No.114, General Administration (Services-A) Department dated 21.08.2017.
24.	APFSL Report, Dt. of the Director, APFSL, Mangalagairi	:	It reveals that the voices available in the DVD and voice sample are one and same and they are belonging to the Government Servant.
25.	Notice dated 06.01.2020 and explanation of Government Servant, Dated: 18.01.2020	:	It reveals the notice issued by the IO and explanation given by Government Servant.
26.	Memorandum in Rc.No. 85/RCT-NPK/2019, Dated: 11.10.2019 of 0/0 Director General, ACB, Vijayawada	:	It reveals the trap laying permission issued by the Director General, ACB, AP, Vijayawada.
27.	Memo RC. No. 85/RCT- NPK/2019, Dated 18.10.2019 of O/o Director, General, ACB, AP, Vijayawada.	:	It reveals the permission issued to the subsequent IO to make further investigation and to file charge sheet.

Any other document to be filed at the time of enquiry.

PRAVEEN PRAKASH
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV

The following oral evidence is available on record:

LW-1	Sri Badathala Venkata Ramanaiah, S/o Yalamandalah, age 57 years, R/o D. No.9/12, Reddy Bazar Ulavapadu village and Mandal Prakasam District, Cell Nos.9347173016, 9866062695.	:	He is the complainant and he speaks about the contents of his complaint Dt.27.09.2019 and the Disc containing the conversation held between him and Government Servant submitted to the Inspector, ACB, Ongole and he also speaks about the contents of Mediators Report-I, II, dt.30.09.2019 to his extent and the statements given by him etc. facts.
LW-2	Sri Byrapuneni Chandra Sekhara Rao S/o Venkateswarlu, age 52 years, Sub Treasury Officer, DTO'S Office, Ongole, East Kammapalem, Kakatiya Nagar, Ongole, Cell No. 9951602235..	:	He is the 1 mediator and speaks about the contents of Mediator's Report 1 & II dated 30.09.2019.
LW-3	Sri Jalla Chandra Sekhar S/o: Bangaraiah, age 33 years, Senior Accountant, DTO's Office, Ongole, R/o Thurpupalem, near Kothapatnam Bus stand, Ongole, Cell No.9966866787.	:	He is the 2nd mediator and speaks about the contents of Mediator's Report I & II dated 30.09.2019.
LW-4	Sri Shaik Rahamat Babji S/o Basheer Saheb, age 48 years, Secondary Grade Teacher, MP Primary School, Ulavapadu South, R/o Kothur, Ulavapadu village and Mandal, Cell. No. 9542443444.	:	He is Secondary Grade Teacher working in MPP School, Ulavapadu. He speaks about his presence along with LWs 5 to 7 at the time of the occurrence, Sodium Carbonate test over the fingers of the Government Servant and pocket inner linings of the pant belongs to the Government Servant, seizure of tainted bribe amount from the possession of the Government Servant and also speaks about his knowing the trap of Government Servant by the ACB Officials etc. facts.
LW-5	Sri Boddu Pitchi Reddy S/o Krishna Reddy, age 38 years, Management of Information System (MIS) Coordinator, MEO Office, Ulavapadu, R/o Karedu village, Ulavapadu Mandal, Prakasam District, Cell.No.	:	He is the Coordinator of Management of Information System (MIS) in the Office of the MEO, Ulavapadu. He speaks about his presence along with LWs. 4, 6 & 7 at the time of the occurrence, Sodium Carbonate test over the

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LW-6	Sri Uppala Prasad S/o Venkaiah, age 45 years, Cluster Resource Person Cluster, (CRP), ZP Chakicherla Ramayapatnam Chakicherla High School, r/o village, Ulavapadu Mandal, Prakasam District, Cell.No. 9491917935.	:	He is the Cluster Resource Person working in ZP High School, Chakicherla. He speaks about his presence along with LWs 4, 587 at the time of the occurrence, Sodium Carbonate test over the fingers of the Government Servant and pocket inner linings of the pant belongs to the Government Servant, seizure of tainted bribe amount from the possession of the Government Servant and also speaks about his knowing the trap of Government Servant by the ACB Officials etc. facts.
LW-7	Sri Lellapalli Balakotalah, S/o Kotalah, age 53 years, School Assistant (Social), Girls High School, Singarayakonda village, r/o Chagollu village, Ulavapadu Mandal, Prakasam Cell.No. 9989604663.	:	He is the School Assistant, ZP Girl High School, Singarayakonda. He speaks about his presence along with L.Ws 4 to 6 at the time of the occurrence, Sodium Carbonate test over the fingers of the Government Servant and pocket inner linings of the pant belongs to the Government Servant, seizure of tainted bribe amount from the possession of the Government Servant and also speaks about his knowing the trap of Government Servant by the ACB Officials etc. facts.
LW-8	Sri Pratapa Venkata Raman S/o P.V. Kondalah Sastry, age 55 years, Asst. Director 1, DEO's Office, Prakasam District, Ongole, Cell.No. 9100929401.	:	He is Assistant Director-1, in the DEO office, Prakasam District, Ongole. He speaks about his presence and role at the time of the post trap proceedings held on 30.09.2019 and the procedure to be adopted in process of leave salary bills and ex-gratia file etc.
LW-9	Smt. Bhuvvani Ramadevi S/o late Meeraiah, age 34 years, Data Entry Operator, MEO's	:	She is the Data Entry Operator working in the MEO's Office. Ulavapadu since the year 2006. She

	Office, Ulavapadu Mandal r/o Darga Centre, Ulavapadu village, Prakasam District.		speaks about making entry of the Proceedings vide Rc.No.5751/ B2/2019 dated 13.09.2019 of the DEO, Ongole addressed to the Government Servant in the Tappal Register of MEO's Office, Ulavapadu etc. facts. He is the District Educational Officer, Prakasam District, Ongole.
LW-10	Sri V.S. Subba Rao, District Educational Officer, Prakasam District, Ongole.	:	He is the District Educational Officer, Prakasam District, Ongole. He speaks about to issuing of direction to the Government Servant through his proceedings vide Rc.No.5751/02/2019 Dt.13.09.2019 in section ex-gratia etc. facts.
LW-11	Kum. Srirama Pragathi, D/o Venkateswarlu, age 36 years, Asst. Treasury Officer, Kandukur, Prakasam District	:	She is Assistant Treasury Officer (ATO), Kandukur. She speaks about Citizen Bill status in respect of LW-1 etc facts.
LW-12	Sri Pulisetty Mallik, S/o SubbaRao, age 29 years, Viva Studio, Devi Threatre Complex, Kavali, R/o Aratithotalu, Kavali, SPSR Nellore District.	:	He is the resident of Aratithotalu, Kavali, SPSR Nellore District. His father is running a Photo Studio under the name and style "Viva Studio near Devi Theatre Complex, Kavali, SPS Nellore District. He speaks about copying the data into DVD from the mobile phone of LW-1 etc facts.
LW-13	Sri M. Chenchu Punnaiah, Mandal Educational Officer, Ulavapadu (FAC), Prakasam District	:	He is Mandal Education Officer, Tangutur. He speaks about sanctioning vide the proceedings Rc. No.15/EX-gratia/MEO/2020 dated 18.01.2021 of Mandal Education Officer, Ulavapadu etc facts.
LW-14	Sri B. Jali Reddy, Chief Executive: Officer, Zilla Praja Parishad, Prakasam District, Ongole	:	He is Chief Executive Officer, Zilla Praja Parishad, Prakasam District, Ongole. He speaks about his Office did not receive the letter, dated 19.09.2019 of the MEO, Ulavapadu and also speaks about the Zilla Parishad only deals with the appointments under compassionate grounds, but not with ex-gratia in lieu of Compassionate appointments etc facts.
LW-15	Sri V. Jayanthi Babu, Mandal:	:	He is Mandal Educational Officer

	Educational Officer(FAC), Ulavapadu Mandal, SPSR Nellore District.		(FAC), Ulavapadu Mandal, SPSR Nellore District. He speaks about no Out Ward Register was maintained in the MEO Office, Ulavapadu prior to his joining and also speak about letter, dated 19.09.2019 of the then MEO, Ulavapadu (Government Servant) said to have been addressed to the CEO, ZPP, Prakasam District seeking clarification regarding the employment of late Sri B. Sri Ram Teja, S/o late K.Padmaja is not found in their office records etc facts.
LW-16	The Nodal Officer, Bharati Airtel: Limited, Hyderabad:	:	He speaks about his furnishing of CDRS and the ownership particulars (CAF) of the Mobile number 8978181955 which was used by the Government Servant at the time of his trap, Customer Application Form (CAF) applied by Project Officer, Rajiv Vidya Mission, Ongole, Prakasam District and the certificate Under 65-8) of IEA.
LW-17	Hon'ble Principal Junior Civil judge, Kandukuru.	:	He speaks about his recording of the statement of the LW-1 u/s 164 Cr.P.C.
LW-18	The Director, APFSL, AP, Mangalagiri.	:	He speaks about his furnishing of the report.
LW-19	Sri A. Suresh Babu, Addl. Superintendent of Police, Anti-Corruption Bureau, Guntur i/c ACB, Prakasam District	:	To speak to registration of case, seizure of DVDs, laying trap and seizure of bribe amount and records, recording of 161 statements of LWs 1, 4 to 8, arrest of Government Servant etc. facts.
LW-20	Sri N.Raghava Rao, Inspector of Police, Anti-Corruption Bureau, Prakasam District, Ongole.	:	To speak to the receiving report from LW-1, making enquiry regarding the antecedents of the Government Servant and genuineness of the of the report of LW-1 and submit report to LW-16 etc.,
LW-21	Sri A. Venkateswarlu, Inspector of Police, Anti-Corruption Bureau, Prakasam District, Ongole.	:	To speak about assisting LW-18 in Pre & Post trap proceedings, examination of LWs 9 to 13 and re-examination of LW-1 etc. facts.
LW-22	Sri T.V.Srinivasa Rao, Inspector of Police, Anti-Corruption	:	To speak to his investigation, re-examination of LW-9 and

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	Bureau, Prakasam District, Ongole.		examination of LWs- 14 & 15, receiving of Sanction Order and filing DACs etc. facts

Any other witness to be mentioned at the time of enquiry.

PRAVEEN PRAKASH
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER